

REGISTER OF CLASSIFICATION DECISIONS

Title of Publication: Australian Penthouse May 2007

Other Known Title: Australian Penthouse

Format: Magazine

Director/Author: Not Applicable

Producer/Publisher: Australian Penthouse

Country of Origin: Australia

Language: English

Applicant: Secretary for Internal Affairs

Distributor: Gordon & Gotch (NZ) Ltd

Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
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Note: A Serial Publication Order has been imposed on all issues of *Australian Penthouse* magazine published between 6 October 2007 and 5 October 2009.

Descriptive Note: Not Applicable

Display Conditions: **Either**

That when the publication is on public display, the classification given to the publication must be shown by way of a label issued in accordance with a direction under section 36A(2);

and

That the label must be affixed to the package in which the publication is displayed so that the classification is brought to the attention of purchasers;

and

That the publication must be publicly displayed only in a sealed package;

Or

That when the publication is on public display, the classification given to the publication must be shown by way of a label issued in accordance with a direction under section 36A(2);

and

That the label must be affixed to the front of the publication in such a manner that it is visible at all times;

and

That the publication must be publicly displayed only in premises, or a part of premises, set aside for the public display of restricted publications (whether or not articles other than restricted publications are also displayed in those premises or that part of those premises).

Date of entry in Register: 05 October 2007

Date of direction to issue a label: 04 October 2007

OFLC No: 701628

Excisions: Not Applicable.

Reasons for excisions:

Not Applicable

**Summary of reasons
for classification:**

The magazine entitled *Australian Penthouse May 2007* is classified as:
Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.

The magazine needs restriction to adults because of its sexual content. The magazine contains sexualised images of naked women and sexually explicit stories. Children and young persons do not necessarily have the maturity or experience to deal with explicit sexual material intended for an adult audience. This type of material may have a negative effect upon young people in the process of forming sexual attitudes and behaviours by providing such a degree of information on adult sexual activity before they are adults themselves.

The Office of Film and Literature Classification has considered the effects of the Bill of Rights on the application of the classification criteria. A restriction to adults reflects the concerns of a free and democratic society to limit the availability of publications that deal with sex in a manner that is likely to be injurious to children and young people. This is a reasonable and justified limitation to freedom of expression.